UNITED STATES DISTRICT COURT DISTRICT OF SOUTH DAKOTA WESTERN DIVISION

EAGLE AVIATION, INC.,

CIV. 15-5046-JLV

Plaintiff,

JUDGMENT OF DISMISSAL

vs.

CONTINENTAL WESTERN GROUP ON BEHALF OF CONTINENTAL WESTERN INSURANCE COMPANY, A W.R. BERKLEY COMPANY,

Defendant.

Pursuant to the parties' stipulated motion to dismiss (Docket 23), it is ORDERED, ADJUDGED AND DECREED that this action is dismissed with prejudice and with each party to bear its own costs and expenses.

IT IS FURTHER ORDERED that this court retains jurisdiction over the settlement agreement should issues arise relating to the carrying out or fulfillment of the settlement agreement.

Dated September 20, 2016.

BY THE COURT:

/s/ Jeffrey L. Viken

JEFFREY L. VIKEN CHIEF JUDGE